

JUDGE PRESKA
07 CV

166 JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION
FILED DEC 20 2006

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JAN 12 2007 CLERK'S OFFICE

DOCKET NO. 1780

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Filed
SPNY
1/9/07

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE DIGITAL MUSIC ANTITRUST LITIGATION

Kevin Starr v. Sony BMG Music Entertainment, et al., N.D. California,
C.A. No. 3:06-3801

Charles Amamgbo v. Sony BMG Music Entertainment, et al., N.D. California,
C.A. No. 3:06-3927 **EDL**

E-Filed

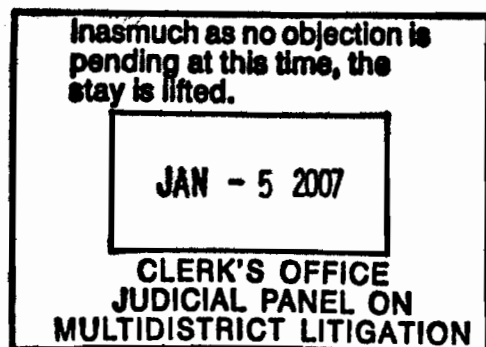
CONDITIONAL TRANSFER ORDER (CTO-5)

On August 16, 2006, the Panel transferred five civil actions to the United States District Court for the Southern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 444 F.Supp.2d 1351 (J.P.M.L. 2006). Since that time, 17 additional actions have been transferred to the Southern District of New York. With the consent of that court, all such actions have been assigned to the Honorable Loretta A. Preska.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of New York and assigned to Judge Preska.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of New York for the reasons stated in the order of August 16, 2006, and, with the consent of that court, assigned to the Honorable Loretta A. Preska.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of New York. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.



FOR THE PANEL:

[Signature]
Jeffery N. Lüthi
Clerk of the Panel
J. MICHELLE MAHON, CLERK
BY *[Signature]*
DEPUTY CLERK

UNITED STATES DISTRICT COURT
Southern District of New York
Office of the Clerk
500 Pearl Street
New York, N.Y. 10007
(212)805-0136

RECEIVED

JAN 12 2007

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

J. Michael McMahon
Clerk
USDC ND OF CALIFORNIA

Date: 01/09/2007

In Re: ANTITRUST LITIGATION

MDL 1780

Your Docket #

S.D. OF N.Y.

3:06-3927

07-166

Dear Sir:

Enclosed is a certified copy of the order of the Judicial Panel on Multidistrict Litigation, transferring the above entitled action presently pending in your court, to the Southern District of New York and assigned to Judge PRESKA for coordinated or consolidated pretrial processing pursuant to 28 USC 1407.

Please return the copy of this letter when transmitting YOUR FILE and a CERTIFIED COPY OF THE DOCKET SHEET.

Sincerely,
J. Michael McMahon

By: PHYLLIS ADAMIK
MDL Unit